

**IN THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION**

MARC VEASEY, *et al.*,

Plaintiffs,

VS.

RICK PERRY, *et al.*,

Defendants.

§
§
§
§
§
§
§

CIVIL ACTION NO. 2:13-CV-00193

EXHIBIT F

P-R-O-C-E-E-D-I-N-G-S

(9:09 a.m.)

WHEREUPON,

MICHAEL C. HERRON

was called for examination by Counsel for the
State of Texas and, having been first duly sworn,
was examined and testified as follows:

DIRECT EXAMINATION

BY MR. SCOTT:

Q Would you state your name for the
record, please, sir?

A Michael Charles Herron.

Q Dr. Herron, my name is John Scott. I
am a lawyer that represents -- or helps represent
the State of Texas and some other Defendants in a
lawsuit that has been filed in Texas, amongst
other things, under the Voting Rights Act. Do
you understand that?

A Yes.

Q And you have been identified as an
expert witness in that case. Do you understand
that?

A Yes.

Q So have you ever given a deposition
before?

1 used --

2 BY MR. SCOTT:

3 Q What was the term of art you used?

4 A I don't know. We could ask the
5 reporter. But I don't have a definition of the
6 term accurate.

7 Q We'll take a quick two-second break
8 here while I look one up and we'll use Websters.
9 Are you okay with that? I don't have my
10 dictionary with me.

11 (Whereupon, the above-entitled matter
12 went off the record at 11:01 a.m. and resumed at
13 11:02 a.m.)

14 BY MR. SCOTT:

15 Q For purposes of your deposition, will
16 you agree that accurate is where something is
17 exact, it's correct in detail? Are you okay with
18 that definition?

19 MR. HEBERT: I don't know that the
20 witness can agree with you. But I will state
21 that I will agree that you are reading a
22 definition that comes out of a dictionary about
23 the word accurate.

24 BY MR. SCOTT:

25 Q For purposes of your deposition,

1 **post-snafu report?**

2 A No, I did not calculate that.

3 Q **Whatever that number was, it had a**
4 **dramatic effect on your opinions in this case,**
5 **correct?**

6 A Well, depending on how you define
7 dramatic.

8 MR. HEBERT: Objection to form.

9 BY MR. SCOTT:

10 Q **Sure. It reduced by almost 50 percent**
11 **the number of persons that you had identified as**
12 **being on the original no match list, correct?**

13 A I don't have the original pre-snafu
14 version in my report. But assuming that it's 1.2
15 million, then that is correct.

16 MR. SCOTT: Let's take a break. I'll
17 go through some stuff.

18 (Whereupon, the above-entitled
19 matter went off the record at
20 12:36 p.m. and went back on the
21 record at 12:47 p.m.)

22 BY MR. SCOTT:

23 Q **Dr. Herron, a few more questions, if**
24 **I could, and then I think we'll be wrapping it**
25 **up. Did you provide any input at all onto the**

1 p.m. and went back on the record

2 at 1:06 p.m.)

3 MR. SCOTT: Dr. Herron, that will be
4 all the questions I've got for you today. Thank
5 you.

6 THE WITNESS: Thank you.

7 MR. HEBERT: We'll reserve our
8 questions until the time of trial.

9 (Whereupon, the above-entitled
10 matter went off the record at 1:06
11 p.m., signature having NOT been
12 waived.)

13

14

15

16

17

18

19

20

21

22

23

24

25